

REMARKS

The transmittal sheet of the Restriction Requirement incorrectly states that claims 1-8 are pending. However in the body of the action, the Examiner correctly considered claims 1-13. Applicants request that the error on the transmittal be acknowledged in the next communication from the USPTO to clarify the file record of the application.

Restriction of the claims

The claims have been restricted into the four following groups:

Group I - Claims 1 and 5-7, drawn to a method of countering oxidation;

Group II - Claims 2, 8 and 9, drawn to a method of decreasing triglyceride levels;

Group III - Claims 3, 10 and 12, drawn to a method of decreasing cholesterol; and

Group IV - Claims 4, 11 and 13, drawn to a method of inhibiting atherosclerosis.

Applicants elect for examination, Group I, claims 1 and 5-7. The non-elected claims have been cancelled; however Applicants reserve the right to pursue the non-elected claims in one or more divisional applications.

New claim 14 has been added, which is drawn to a method of inhibiting arteriosclerosis by countering the oxidation of low density lipoproteins. Applicants believe that new claim 14 falls within the elected Group I because new claim 14 recite specifically that arteriosclerosis is inhibited by countering the oxidation of low density lipoproteins...." As such, entry and consideration of claim 14 with the elected group is respectfully requested.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact MaryAnne Armstrong, PhD (Reg. No. 40,069) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

Applicants request a four (4) month extension of time for filing the present response; the required fee is attached hereto.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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(Rev. 01/02/02)